

JUN 16 2005

RYAN KROMHOLZ & MANION, S.C.

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Date: 16 June 2005

Coversheet + 18 Page(s)

URGENT CORRESPONDENCE
IMMEDIATE ATTENTION REQUESTED

RECIPIENT(S):

FACSIMILE:

U.S. Patent & Trademark Office

(703) 872-9306

Regarding: Serial No. 10/699,255

Comments: Please Scan and Enter the following:
Resubmission of Misplaced Document

From: Daniel D. Ryan

CERTIFICATE OF TRANSMISSION VIA FACSIMILE

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office, Fax No. (703) 872-9306 on 16 June 2005.

By Julie A. Wolf
Julie A. Wolf

Date: 6/16/2005

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JUN 16 2005

Customer No.: 26308

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bolduc et al.

Docket No.: 9494.18378-PROV FOR

Serial No.: 10/693,255

Examiner: Tan-Uyen T. Ho

Filed: 24 October 2003

Group Art Unit: 3731

Title: Multi-Lumen Prosthesis Systems and Methods

RESUBMISSION OF MISPLACED DOCUMENT
URGENT (CASE IS IN FDC)
IMMEDIATE ATTENTION REQUESTED

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
FILED PRIOR TO PAYMENT OF BASE ISSUE FEE
UNDER 37 C.F.R. § 1.98 (d)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On April 11, 2005, applicant mailed for filing the attached document Supplemental Information Disclosure Statement Filed Prior to Payment of Base Issue Fee Under 37 C.F.R. § 1.98 (d). A copy of the return postcard is also attached, showing receipt of the document by OIPE on April 13, 2005.

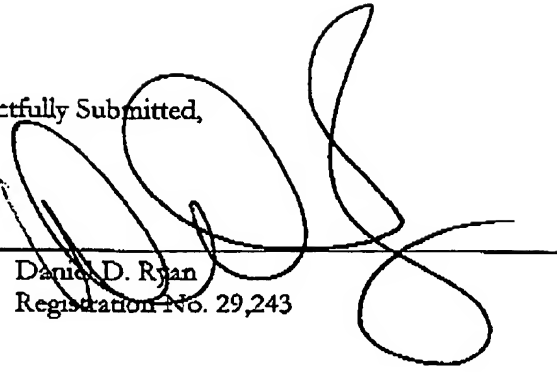
The latest PAIR report does not indicate receipt and consideration of the Supplemental Information Disclosure Statement. The case was dispatched to FDC for issuance on June 8, 2005, apparently without the Supplemental Information Disclosure Statement.

Location of and consideration of the Supplemental Information Disclosure Statement prior to issuance is respectfully requested.

Application Serial No. 10/693,255
RESUBMISSION OF MISPLACED DOCUMENT:
Supplemental Information Disclosure Statement
Page - 2 -

Respectfully Submitted,

By


Daniel D. Ryan
Registration No. 29,243

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FILED IN THE UNITED STATES PATENT & TRADEMARK OFFICE

DDR/lsw Check #: 16586 \$310.00

Serial No.: 10/693,255

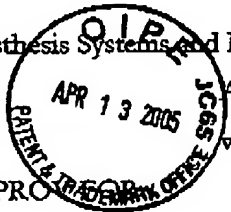
Title: Multi-Lumen Prosthesis Systems and Methods

Applicant: Bolduc et al. Aptus Endosystems, Inc.

Mailed: 11 April 2005 via First Class Mail

Docket #: 9494.18378-PRO

Enclosures: Transmittal of Information Disclosure Statement After
Mailing Date of Final Action or Notice of Allowance But Before
Payment of Issue Fee; Information Disclosure Statement; copy of
reference cited; Check No. 16586; return postcard



FILED IN 1.2 UNITED STATES PATENT & TRADE MARK OFFICE

DDR/lsw Check #: 16586 \$310.00

Serial No.: 10/693,255

Title: Multi-Lumen Prosthesis Systems and Methods

Applicant: Bolduc et al.

Aptus Endosystems, Inc.

Mailed: 11 April 2005

via First Class Mail

Docket #: 9494.18378-PROV FOR

Enclosures: Transmittal of Information Disclosure Statement After
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 Payment of Issue Fee; Information Disclosure Statement; copy of
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RYAN KROMHOLZ & MANION, S.C.

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04/11/05	Commissioner for Patents Aptus; 9494.18378-PROV FOR; S/N 10/693,255		310.00		310.00

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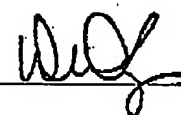
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TO THE ORDER

OF: Commissioner for Patents



Customer No. 26308

Docket No. - 9494.18378-PROV FOR

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Bolduc et al.
Serial No.: 10/693,255
Filed: 24 October 2003
For: Multi-Lumen Prosthesis Systems and Methods

Group No.: 3731
Examiner: Tan-Uyen T. Ho

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
ATTENTION: GROUP DIRECTOR

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JUN 16 2005

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER
MAILING DATE OF FINAL ACTION OR NOTICE OF ALLOWANCE
BUT BEFORE PAYMENT OF ISSUE FEE (37 CFR 1.97(d))

NOTE: "An information disclosure statement shall be considered by the Office if filed after the mailing date of either (1) a final action under § 1.113 or (2) a notice of allowance under § 1.311, whichever occurs first, but before payment of the issue fee, provided the statement is accompanied by: (i) a certification as specified in paragraph (e) of this section, (ii) a petition requesting consideration of the information disclosure statement, and (iii) the petition fee set forth in § 1.17(i)(1)." 37 CFR 1.97(d) (emphasis in original).

NOTE: If the information disclosure statement that contains the items required by 37 CFR 1.97(d) is filed before, or simultaneously with, the payment of the issue fee, then it will be considered. See Notice of April 20, 1992 (1138 O.G. 37-41, 40).

TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed after a final action under § 1.113 or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with the payment of the issue fee.

WARNING: "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 CFR 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 83).

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

deposited with the United States Postal Service with sufficient postage
as first class mail in an envelope addressed as follows: Commissioner
for Patents, PO Box 1450, Alexandria, VA 22313-1450

Date 11 April 2005



(Signature of person mailing/transmitting paper)

Linda S. Wenzel
(Type or print name of person mailing/transmitting paper)

06/17/2005 ZJUHA1 00000042 062360 10693255
01 FC:1464 130.00 DA
06/17/2005 ZJUHA1 00000042 062360 10693255
02 FC:1806 180.00 DA

CERTIFICATION, PETITION AND FEE

2. In accordance with the requirements of 37 CFR 1.97(d):
- A. Accompanying this transmittal is a certification as specified in 37 CFR 1.97(e).
 - B. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 CFR 1.97(d)(ii).
 - C. Applicant submits the petition fee set forth in § 1.17(i)(1). (\$130.00)

NOTE: "The Petition should be directed to the group director of the examining group handling the application. The petition need to nothing more than request consideration of the information being submitted." Notice of April 20, 1992 (1138 O.G. 37-41, 40).

FEES DUE

3. A. ☒ Petition fee due (§ 1.17(i)(1)): \$130.00
- B. ☒ The fee set forth in 37 CFR 1.17(p) for submission of an information disclosure statement under 37 CFR 1.97(c). (\$180.00).

METHOD OF PAYMENT OF FEE

4. ☒ Attached is a check for \$310.00
- ☒ Any fee deficiency or overpayment may be charged/credited to Account No. 06-2360
A duplicate of this petition is attached.

Reg. No. 29,243

Telephone: (262) 783 - 1300

Customer No. 26308


(Signature of Attorney)

Daniel D. Ryan

RYAN KROMHOLZ & MANION, S.C.

Post Office Box 26618

Milwaukee, Wisconsin 53226

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Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bolduc et al.

Docket No.: 9494.18378-PROV FOR

Serial No.: 10/693,255

Examiner: Tan-Uyen T. Ho

Filed: 24 October 2003

Group Art Unit 3731

Title: Multi-Lumen Prosthesis Systems and Methods

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
FILED PRIOR TO PAYMENT OF BASE ISSUE FEE
UNDER 37 C.F.R. § 1.98 (d)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A Notice of Allowance was mailed on March 9, 2005. This Supplemental Information Disclosure Statement is being filed pursuant to 37 C.F.R. § 1.98 (d) prior to payment of the Base Issue Fee.

The attached document US 6,319,278 has not been cited in a communication from a foreign patent office in a counterpart foreign patent application. To the knowledge of the undersigned attorney, after making reasonable inquiry, the attached document US 6,319,278 was not known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Application Serial No. 10/675,255
Supplemental Information Disclosure Statement
Page - 2 -

Respectfully Submitted,

By


Daniel D. Ryan
Registration No. 29,243

RYAN KROMHOLZ & MANION, S.C.
Post Office Box 26618
Milwaukee, Wisconsin 53226
(262) 783 - 1300
Customer No.: 26308

LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary)	ATTY DOCKET NO. 9494.18378-PROV FOR	SERIAL NO. 10/693,255
	APPLICANT Bolduc et al.	
	FILING DATE 24 October 2003	GROUP 3731

Customer No. 26308

U.S. PATENT DOCUMENTS

Examiner Initial	DOCUMENT NUMBER	Date	Name	Class	Subclass	Filing Date (if Appropriate)
	6,319,278	11/20/2001	Quinn			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation Yes No

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608: Draw line through citation if not in conformance and not considered. Include copy of this of with next communication to applicant.